



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: LaBelle et al.

Serial No.: 10/658,541

Filed: September 8, 2003

Title: **Nanoengineered Biophotonic Hybrid Device**

Group Art Unit: 1651

Examiner: Kosson, Rosanne

**CERTIFICATE OF MAILING BY EXPRESS MAIL**  
**"Express Mail" Mail Label Number EL919128207US**

Sir:

I hereby certify that the following correspondence is being deposited in the United States Postal Service as Express Mail on the date shown below in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

1. Response to Official Action (Restriction Requirement) (1 page); and
2. A return receipt postcard.

Dated: 8/2/04

Suzanne Shields  
Suzanne Shields

GALLAGHER & KENNEDY, P.A.  
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Attorney Docket No. 9138-0092US

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**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Official Action dated July 2, 2004, applicant hereby selects for further examination at this time in the above-identified application the claims of Group I (claims 1 - 34). No fee is believed required, however, authorization is given to charge any additional fees associated with this communication to Deposit Account No. 070135.

Respectfully submitted,

**GALLAGHER & KENNEDY, P.A.**

Date:

8/02/04

By:

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